

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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KPM ANALYTICS NORTH AMERICA  
CORPORATION,

Plaintiff,

v.

BLUE SUN SCIENTIFIC, LLC; THE INNOVATIVE  
TECHNOLOGIES GROUP & CO., LTD; ARNOLD  
EILERT; MICHELLE GAJEWSKI; ROBERT  
GAJEWSKI; RACHAEL GLENISTER; GREGORY  
ISRAELSON; IRVIN LUCAS; and PHILIP  
OSSOWSKI,

Defendants.

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Civil Action No. 4:21-cv-10572-MRG

**DEFENDANTS' PROPOSED VOIR DIRE**

Defendants Blue Sun Scientific, LLC (“Blue Sun”), The Innovative Technologies Group & Co., LTD (“ITG”), Arnold Eilert, Robert Gajewski, Rachael Glenister, and Irvin Lucas (Eilert, Gajewski, Glenister, and Lucas, collectively, the “Individual Defendants”), through their undersigned attorneys, submit the following Proposed Voir Dire:

1. This case involves the alleged misappropriation of trade secrets and confidential information between Plaintiff KPM Analytics North America Corporation (“Plaintiff”) and Defendants Arnold Eilert, Robert Gajewski, Rachael Glenister, and Irvin Lucas (collectively, the “Individual Defendants”), and Blue Sun Scientific, LLC and The Innovative Technologies Group & Co., Ltd. (collectively, the “Entity Defendants”) and alleged breaches of contractual obligations and duty of loyalty to the Plaintiff by the Individual Defendants. Does any member of the jury panel know anything about this particular case?

2. The Plaintiff is KPM Analytics North America Corporation. Does any member of the jury panel know, have worked for, or done business with the Plaintiff in this case?

3. Defendants are Arnold Eilert, Robert Gajewski, Rachael Glenister, Irvin Lucas, Blue Sun Scientific, LLC, and The Innovative Technologies Group & Co., Ltd. Does any member of the jury panel know, have worked for, or done business with any of the Defendants in this case?

4. Does any member of the jury panel know, either socially or otherwise, any of the attorneys in this case? The attorneys for Plaintiff KPM Analytics North America Corporation are:

John T. Gutkoski  
Kevin R. Mosier  
Sunstein LLP  
100 High Street  
Boston, MA 02110

Scott R. Magee  
Paige K. Zacharakis  
Morse, Barnes-Brown, and Pendleton, P.C.  
480 Totten Pond Road, 4th Floor  
Waltham, MA 02451

The attorneys for the Individual Defendants Arnold Eilert, Robert Gajewski, Rachael Glenister, and Irvin Lucas are:

William L. Prickett  
Dallin R. Wilson  
Dawn Mertineit  
SEYFARTH SHAW LLP  
Two Seaport Lane, Suite 300  
Boston, MA 02210-2028

The attorneys for the Entity Defendants Blue Sun Scientific, LLC and The Innovative Technologies Group & Co., Ltd. are:

George F. Ritchie  
Royal Craig  
Lauren E. Lake  
Gordon Feinblatt LLC  
1001 Fleet Street, Suite 700  
Baltimore, Maryland 21202

Christopher R. O'Hara  
Maria T. Davis  
TODD & WELD LLP  
One Federal Street, 27th Floor  
Boston, MA 02110

5. Does any member of the jury panel know, either socially or otherwise, any of the following potential witnesses in this case? The witnesses are:

William Brown;  
Brian Davies;  
Douglas Evans;  
Luigi Faustini;  
Michelle Gajewski;  
Ronald Geis;  
Bill Kennedy;  
Christopher McIntire;  
Brian Mitchell;  
Eric Olson;  
Carey Ross;  
Robert A. Schumann, Jr.;  
Michael Smith;  
Eric Weinstein;  
Robert Wilt;  
Yuegang Zhao;  
Neil Zoltowski; and  
William “Bill” Kennedy.

6. Has any member of the jury panel ever served as a juror on a previous civil trial, including a case involving a dispute related to misappropriation of trade secrets, breach of contract, breach of duty of loyalty or good faith and fair dealing, or tortious interference with contractual relationships and unfair and deceptive trade practices?

7. Does any member of the jury panel have any belief, opinion, or suspicion that would prevent him or her from following the instructions of the Court or the law, even though he or she disagrees with those instructions?

8. Is any member of the jury panel or their immediate family employed in the scientific instrumentation industry?

9. Has any member of the jury panel or their immediate family been involved as a plaintiff or defendant in a case involving a misappropriation of trade secrets, breach of contract, breach of duty of loyalty or good faith and fair dealing, or tortious interference with contractual relationships and unfair and deceptive trade practices dispute?

10. Has any member of the jury panel or their immediate family ever had a serious or legal dispute with an employee or employer?

11. Does any member of the jury panel have any religious or moral beliefs that would interfere with being a member of this jury?

12. Does any member of the jury panel have any preconceived opinions, bias, or prejudices, for or against claims brought for money damages, which may prevent you from fairly and impartially deciding the issues in this case?

13. Does any member of the jury panel have any preconceived opinion as to the maximum or minimum amount of damages which you would be able to award if you determined damages are appropriate?

14. Is there any reason you can think of why you would be unable to award a plaintiff zero damages in a case if the law and the evidence supported such an award?

15. Has any member of the jury panel or their immediate family or friends ever studied law, worked in a law firm, court system, or otherwise in the legal profession?

16. Is there anything about the anticipated length or daily schedule of trial that presents a problem, whether it be personal, business, or health, that is significant enough that you feel the need to be excused from service on this jury?

17. Is there any reason you can think of, whether or not it has been covered by a previous question, why you could not sit fairly, attentively, and impartially in this case?

ARNOLD EILERT, ROBERT GAJEWSKI,  
RACHAEL GLENISTER, and IRVIN  
LUCAS,

/s/ Dallin R. Wilson

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BLUE SUN SCIENTIFIC, LLC and THE  
INNOVATIVE TECHNOLOGIES GROUP &  
CO., LTD,

/s/ George R. Ritchie

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